

House File 2473

H-8366

1 Amend the amendment, H-8362, to House File 2473 as  
2 follows:

3 1. By striking page 1, line 1, through page 17,  
4 line 37, and inserting:

5 <Amend House File 2473 as follows:

6 \_\_\_\_\_. By striking everything after the enacting  
7 clause and inserting:

8

<DIVISION I

9

STANDING APPROPRIATIONS AND RELATED MATTERS

10 Section 1. 2013 Iowa Acts, chapter 140, is amended  
11 by adding the following new section:

12 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL  
13 YEAR 2015-2016.

14 1. For the budget process applicable to the fiscal  
15 year beginning July 1, 2015, on or before October 1,  
16 2014, in lieu of the information specified in section  
17 8.23, subsection 1, unnumbered paragraph 1, and  
18 paragraph "a", all departments and establishments of  
19 the government shall transmit to the director of the  
20 department of management, on blanks to be furnished  
21 by the director, estimates of their expenditure  
22 requirements, including every proposed expenditure, for  
23 the ensuing fiscal year, together with supporting data  
24 and explanations as called for by the director of the  
25 department of management after consultation with the  
26 legislative services agency.

27 2. The estimates of expenditure requirements  
28 shall be in a form specified by the director of  
29 the department of management, and the expenditure  
30 requirements shall include all proposed expenditures  
31 and shall be prioritized by program or the results to  
32 be achieved. The estimates shall be accompanied by  
33 performance measures for evaluating the effectiveness  
34 of the programs or results.

35 Sec. 2. 2013 Iowa Acts, chapter 140, is amended by  
36 adding the following new section:

37 NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

38 1. The appropriations made pursuant to section  
39 2.12 for the expenses of the general assembly and  
40 legislative agencies for the fiscal year beginning July  
41 1, 2014, and ending June 30, 2015, are reduced by the  
42 following amount:

43 ..... \$ 3,000,000

44 2. The budgeted amounts for the general assembly  
45 for the fiscal year beginning July 1, 2014, may be  
46 adjusted to reflect unexpended budgeted amounts from  
47 the previous fiscal year.

48 Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is  
49 amended to read as follows:

50 SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS

1 — FY 2014-2015. Notwithstanding the standing  
2 appropriations in the following designated sections for  
3 the fiscal year beginning July 1, 2014, and ending June  
4 30, 2015, the amounts appropriated from the general  
5 fund of the state pursuant to these sections for the  
6 following designated purposes shall not exceed the  
7 following amounts:

8 1. For operational support grants and community  
9 cultural grants under section 99F.11, subsection 3,  
10 paragraph "d", subparagraph (1):  
11 ..... \$ 208,351  
12 ..... 416,702

13 ~~2. For regional tourism marketing under section~~  
14 ~~99F.11, subsection 3, paragraph "d", subparagraph (2):~~  
15 ~~..... \$ 582,000~~

16 3. For payment for nonpublic school transportation  
17 under section 285.2:  
18 ..... \$ 8,560,931

19 If total approved claims for reimbursement for  
20 nonpublic school pupil transportation exceed the amount  
21 appropriated in accordance with this subsection, the  
22 department of education shall prorate the amount of  
23 each approved claim.

24 4. For the enforcement of chapter 453D relating to  
25 tobacco product manufacturers under section 453D.8:  
26 ..... \$ 9,208  
27 ..... 18,416

28 Sec. 4. Section 257.35, Code 2014, is amended by  
29 adding the following new subsection:

30 NEW SUBSECTION. 8A. Notwithstanding subsection 1,  
31 and in addition to the reduction applicable pursuant  
32 to subsection 2, the state aid for area education  
33 agencies and the portion of the combined district cost  
34 calculated for these agencies for the fiscal year  
35 beginning July 1, 2014, and ending June 30, 2015, shall  
36 be reduced by the department of management by thirteen  
37 million dollars. The reduction for each area education  
38 agency shall be prorated based on the reduction that  
39 the agency received in the fiscal year beginning July  
40 1, 2003.

41 DIVISION II

42 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

43 Sec. 5. UNIVERSITY OF NORTHERN IOWA. There is  
44 appropriated from the general fund of the state to the  
45 state board of regents for the fiscal year beginning  
46 July 1, 2014, and ending June 30, 2015, the following  
47 amount, or so much thereof as is necessary, to be used  
48 for the purposes designated:

49 For the university of northern Iowa for salaries,  
50 support, maintenance, equipment, financial aid, and

1 miscellaneous purposes and to supplement appropriations  
2 made for the same purposes in 2014 Iowa Acts, Senate  
3 File 2347, if enacted:

4 ..... \$ 1,775,000

5 Sec. 6. AIR QUALITY PROGRAM APPROPRIATION.

6 There is appropriated from the general fund of the  
7 state to the department of natural resources for the  
8 fiscal year beginning July 1, 2013, and ending June 30,  
9 2014, the following amount, or so much thereof as is  
10 necessary, to be used for the purposes designated:

11 For purposes of supporting the air quality program,  
12 including salaries, support, maintenance, and  
13 miscellaneous purposes:

14 ..... \$ 2,000,000

15 1. Notwithstanding section 8.33, moneys  
16 appropriated in this section that remain unencumbered  
17 or unobligated at the close of the fiscal year shall  
18 not revert but shall remain available for expenditure  
19 for the purposes designated until the close of the  
20 fiscal year beginning July 1, 2015.

21 2. The moneys appropriated in this section shall  
22 not be transferred, expended, obligated, or otherwise  
23 encumbered by the department until the department  
24 submits, by October 15, 2014, a report approved by the  
25 air quality program task force, if enacted by 2014 Iowa  
26 Acts, House File 2458.

27 Sec. 7. VETERANS.

28 1. There is appropriated from the general fund of  
29 the state to the department of workforce development  
30 for the fiscal year beginning July 1, 2014, and  
31 ending June 30, 2015, the following amount, or so much  
32 thereof as is necessary, to be used for the purposes  
33 designated:

34 For funding research linking military occupational  
35 education, training, and service to existing licensing  
36 requirements in this state, for funding implementation  
37 of this Act, and for meeting additional demand for  
38 workforce development services provided to veterans:

39 ..... \$ 1,000,000

40 2. There is appropriated from the general fund of  
41 the state to the department of workforce development  
42 for the fiscal year beginning July 1, 2014, and  
43 ending June 30, 2015, the following amount, or so much  
44 thereof as is necessary, to be used for the purposes  
45 designated:

46 For awarding a grant, in the amount appropriated,  
47 to a nonprofit workforce services foundation exempt  
48 from federal taxation under section 501(c)(3) of the  
49 Internal Revenue Code that is administered by an agency  
50 of this state for the purposes of paying for the direct

1 expenses of marketing this state to veterans through  
2 public-private partnerships:  
3 ..... \$ 1,000,000

4 Sec. 8. BUILDING CODE COMMISSIONER. There is  
5 appropriated from the general fund of the state to  
6 the department of public safety for the fiscal year  
7 beginning July 1, 2014, and ending June 30, 2015, the  
8 following amount, or so much thereof as is necessary,  
9 to be used for the purposes designated:

10 For purposes of installation inspection duties under  
11 chapter 103A, division IV:  
12 ..... \$ 100,000

13 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There  
14 is appropriated from the general fund of the state to  
15 the department on aging for the fiscal year beginning  
16 July 1, 2014, and ending June 30, 2015, the following  
17 amount, or so much thereof as is necessary, to be used  
18 for the purposes designated:

19 To award to each area agency on aging designated  
20 under section 231.32 in the proportion that the  
21 estimated amount of older individuals in Iowa served by  
22 that area agency on aging bears to the total estimated  
23 amount of older individuals in Iowa, to be used to  
24 provide congregate meals and home-delivered meals to  
25 food-insecure older individuals in Iowa:  
26 ..... \$ 250,000

27 Sec. 10. Section 8.9, subsection 2, paragraph a,  
28 Code 2014, is amended to read as follows:

29 a. All grant applications submitted and grant  
30 moneys received by a department on behalf of the state  
31 shall be reported to the office of grants enterprise  
32 management. The office shall by ~~January 31~~ December  
33 1 of each year submit to the fiscal services division  
34 of the legislative services agency a written report  
35 listing all grants received during the ~~previous~~  
36 calendar most recently completed federal fiscal year  
37 with a value over one thousand dollars and the funding  
38 entity and purpose for each grant. However, the  
39 reports on grants filed by the state board of regents  
40 pursuant to section 8.44 shall be deemed sufficient to  
41 comply with the requirements of this subsection. In  
42 addition, each department shall submit and the office  
43 shall report, as applicable, for each grant applied  
44 for or received and other federal moneys received  
45 the expected duration of the grant or the other  
46 moneys, maintenance of effort or other matching fund  
47 requirements throughout and following the period of the  
48 grant or the other moneys, the sources of the federal  
49 funding and any match funding, any policy, program, or  
50 operational requirement associated with receipt of the

1 funding, a status report on changes anticipated in the  
2 federal requirements associated with the grant or other  
3 federal funding during the fiscal year in progress and  
4 the succeeding fiscal year, and any other information  
5 concerning the grant or other federal funding that  
6 would be helpful in the development of policy or  
7 budget decisions. The fiscal services division of  
8 the legislative services agency shall compile the  
9 information received for consideration by the standing  
10 joint appropriations subcommittees of the general  
11 assembly.

12 Sec. 11. Section 68B.3, Code 2014, is amended by  
13 adding the following new subsection:

14 NEW SUBSECTION. 2A. This section does not apply to  
15 sales of services by a member of a board or commission  
16 as defined under section 7E.4 to state executive branch  
17 agencies or subunits of departments or independent  
18 agencies as defined in section 7E.4 that are not the  
19 subunit of the department or independent agency in  
20 which the person serves or are not a subunit of a  
21 department or independent agency with which the person  
22 has substantial and regular contact as part of the  
23 person's duties.

24 Sec. 12. NEW SECTION. 411.19 **State appropriation.**

25 1. For fiscal years beginning, on or after July  
26 1, 2015, here is appropriated from the general fund  
27 of the state for each fiscal year an amount equal  
28 to three and seventy-nine hundredths percent of the  
29 covered earnable compensation to be distributed to the  
30 statewide fire and police retirement system, or to the  
31 cities participating in the system, to finance the cost  
32 of benefits provided in this chapter by amendments of  
33 the Acts of the Sixty-sixth General Assembly, chapter  
34 1089. The method of distribution shall be determined  
35 by the board of trustees based on information provided  
36 by the actuary of the statewide retirement system.

37 2. Moneys appropriated by the state shall not be  
38 used to reduce the normal rate of contribution of any  
39 city below seventeen percent.

40 Sec. 13. **EFFECTIVE UPON ENACTMENT.** The following  
41 provision or provisions of this division of this Act,  
42 being deemed of immediate importance, take effect upon  
43 enactment:

44 1. The section appropriating moneys to the  
45 department of natural resources for purposes of  
46 supporting the air quality program.

47 **DIVISION III**  
48 **CORRECTIVE PROVISIONS**

49 Sec. 14. Section 123.47, subsection 1A, paragraph  
50 c, subparagraph (2), as enacted by 2014 Iowa Acts,

1 Senate File 2310, section 1, is amended to read as  
2 follows:

3 (2) A person under legal age who consumes or  
4 possesses any alcoholic liquor, wine, or beer in  
5 connection with a religious observance, ceremony, or  
6 right rite.

7 Sec. 15. Section 331.552, subsection 35, as amended  
8 by 2014 Iowa Acts, House File 2273, section 5, if  
9 enacted, is amended to read as follows:

10 35. a. Destroy special assessment records required  
11 by section 445.11 within the county system after ten  
12 years have elapsed from the end of the fiscal year in  
13 which the special assessment was paid in full. The  
14 county treasurer shall also destroy the resolution of  
15 necessity, plat, and schedule of assessments required  
16 by section 384.51 after ten years have elapsed from the  
17 end of the fiscal year in which the entire schedule was  
18 paid in full. This subsection paragraph applies to  
19 documents described in this subsection paragraph that  
20 are in existence before, on, or after July 1, 2003.

21 b. Destroy assessment records required by chapter  
22 468 within the county system after ten years have  
23 elapsed from the end of the fiscal year in which the  
24 assessment was paid in full. The county treasurer  
25 shall also destroy the accompanying documents including  
26 any resolutions, plats, or schedule of assessments  
27 after ten years have elapsed from the end of the  
28 fiscal year in which the entire schedule was paid in  
29 full. This subsection paragraph applies to documents  
30 described in this subsection paragraph that are in  
31 existence before, on, or after July 1, 2014.

32 Sec. 16. Section 422.33, subsection 4, paragraph c,  
33 Code 2014, as amended by 2014 Iowa Acts, Senate File  
34 2240, section 87, and redesignated as paragraph b,  
35 subparagraph (3), is amended to read as follows:

36 (3) Subtract an exemption amount of forty thousand  
37 dollars. This exemption amount shall be reduced, but  
38 not below zero, by an amount equal to twenty-five  
39 percent of the amount by which the alternative minimum  
40 taxable income of the taxpayer, computed without regard  
41 to the exemption amount in this paragraph subparagraph,  
42 exceeds one hundred fifty thousand dollars.

43 Sec. 17. Section 508.36, subsection 13, paragraph  
44 d, subparagraph (1), subparagraph division (c), as  
45 enacted by 2014 Iowa Acts, Senate File 2131, section 9,  
46 is amended to read as follows:

47 (c) Minimum reserves for all other policies of or  
48 contracts subject to subsection 1, paragraph "b".

49 Sec. 18. Section 508.36, subsection 16, paragraph  
50 c, subparagraph (3), as enacted by 2014 Iowa Acts,

1 Senate File 2131, section 9, is amended to read as  
2 follows:

3 (3) Once any portion of a memorandum in support  
4 of an opinion submitted under subsection 2 or a  
5 principle-based valuation report developed under  
6 subsection 14, paragraph "b", subparagraph (3), is  
7 cited by a company in its marketing or is publicly  
8 volunteered to or before a governmental agency other  
9 than a state insurance department or is released by  
10 the company to the news media, all portions ~~or~~ of such  
11 memorandum or report shall no longer be confidential  
12 information.

13 Sec. 19. Section 508.37, subsection 6, paragraph h,  
14 subparagraph (8), as enacted by 2014 Iowa Acts, Senate  
15 File 2131, section 13, is amended to read as follows:

16 (8) For policies issued on or after the operative  
17 date of the valuation manual, the valuation manual  
18 shall provide the Commissioners Standard Mortality  
19 Table for use in determining the minimum nonforfeiture  
20 standard that may be substituted for the Commissioners  
21 1961 Standard Industrial Mortality Table or the  
22 Commissioners 1961 Industrial Extended Term Insurance  
23 Table. If the commissioner approves by ~~regulation~~  
24 rule any Commissioners Standard Industrial Mortality  
25 Table adopted by the national association of insurance  
26 commissioners for use in determining the minimum  
27 nonforfeiture standard for policies issued on or after  
28 the operative date of the valuation manual, then that  
29 minimum nonforfeiture standard supersedes the minimum  
30 nonforfeiture standard provided by the valuation  
31 manual.

32 Sec. 20. Section 537.1301, subsection 46, as  
33 enacted by 2014 Iowa Acts, House File 2324, section 17,  
34 is amended to read as follows:

35 46. "*Threshold amount*" means the threshold amount,  
36 as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b),  
37 in effect during the period the consumer credit  
38 transaction was entered into.

39 Sec. 21. 2014 Iowa Acts, Senate File 2257, section  
40 15, is amended by striking the section and inserting in  
41 lieu thereof the following:

42 SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39,  
43 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82,  
44 Code 2014, are repealed.

45 Sec. 22. REPEAL. 2014 Iowa Acts, House File 2423,  
46 section 159, is repealed.

#### 47 DIVISION IV

#### 48 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

49 Sec. 23. Section 2.42, subsection 13, Code 2014, is  
50 amended to read as follows:

1 13. To establish policies with regard to publishing  
2 printed and electronic versions of legal publications  
3 as provided in chapters 2A and 2B, including the Iowa  
4 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative  
5 bulletin, Iowa administrative code, and Iowa court  
6 rules, or any part of those publications. The  
7 publishing policies may include, but are not limited  
8 to: the style and format to be used; the frequency  
9 of publication; the contents of the publications;  
10 the numbering systems to be used; the preparation of  
11 editorial comments or notations; the correction of  
12 errors; the type of print or electronic media and  
13 data processing software to be used; the number of  
14 volumes to be published; recommended revisions; the  
15 letting of contracts for publication; the pricing of  
16 the publications to which section 22.3 does not apply;  
17 access to, and the use, reproduction, legal protection,  
18 sale or distribution, and pricing of related data  
19 processing software consistent with chapter 22; and any  
20 other matters deemed necessary to the publication of  
21 uniform and understandable publications.

22 Sec. 24. Section 2A.1, subsection 2, paragraph d,  
23 unnumbered paragraph 1, Code 2014, is amended to read  
24 as follows:

25 Publication of the official legal publications  
26 of the state, including but not limited to the Iowa  
27 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative  
28 bulletin, Iowa administrative code, and Iowa court  
29 rules as provided in chapter 2B. The legislative  
30 services agency shall do all of the following:

31 Sec. 25. Section 2A.5, subsection 2, paragraph b,  
32 Code 2014, is amended by striking the paragraph.

33 Sec. 26. Section 2A.5, Code 2014, is amended by  
34 adding the following new subsection:

35 NEW SUBSECTION. 2A. The legislative services  
36 agency shall publish annually an electronic or printed  
37 version of the roster of state officials. The roster  
38 of state officials shall include a correct list of  
39 state officers and deputies; members of boards and  
40 commissions; justices of the supreme court, judges  
41 of the court of appeals, and judges of the district  
42 courts including district associate judges and judicial  
43 magistrates; and members of the general assembly.  
44 The office of the governor shall cooperate in the  
45 preparation of the list.

46 Sec. 27. Section 2B.5, subsection 3, Code 2014, is  
47 amended by striking the subsection.

48 Sec. 28. Section 2B.5A, subsection 2, Code 2014, is  
49 amended to read as follows:

50 2. In consultation with the administrative rules

1 coordinator, the administrative code editor shall  
2 prescribe a uniform style and form required for a  
3 person filing a document for publication in the Iowa  
4 administrative bulletin or the Iowa administrative  
5 code, including but not limited to a rulemaking  
6 document. A rulemaking document includes a notice  
7 of intended action as provided in section 17A.4 or  
8 an adopted rule for filing as provided in section  
9 17A.5. The rulemaking document shall correlate each  
10 rule to the uniform numbering system established by  
11 the administrative code editor. The administrative  
12 code editor shall provide for the publication of  
13 an electronic publication version of the Iowa  
14 administrative bulletin and the Iowa administrative  
15 code. The administrative code editor shall review  
16 all submitted documents for style and form and notify  
17 the administrative rules coordinator if a rulemaking  
18 document is not in proper style or form, and may return  
19 or revise a document which is not in proper style and  
20 form. The style and form prescribed shall require  
21 that a rulemaking document include a reference to the  
22 statute which the rules are intended to implement.

23 Sec. 29. Section 2B.5A, subsection 6, paragraph a,  
24 subparagraph (2), subparagraph division (b), Code 2014,  
25 is amended to read as follows:

26 (b) A print ~~edition~~ version may include an index.

27 Sec. 30. Section 2B.5B, subsection 2, Code 2014, is  
28 amended to read as follows:

29 2. The administrative code editor, upon direction  
30 by the Iowa supreme court and in accordance with the  
31 policies of the legislative council pursuant to section  
32 2.42 and the legislative services agency pursuant  
33 to section 2A.1, shall prescribe a uniform style and  
34 form required for filing a document for publication in  
35 the Iowa court rules. The document shall correlate  
36 each rule to the uniform numbering system. The  
37 administrative code editor shall provide for the  
38 publication of an electronic publication version of  
39 the Iowa court rules. The administrative code editor  
40 shall review all submitted documents for style and  
41 form and notify the Iowa supreme court if a rulemaking  
42 document is not in proper style or form, and may return  
43 or revise a document which is not in proper style and  
44 form.

45 Sec. 31. Section 2B.5B, subsection 3, paragraph b,  
46 subparagraph (2), subparagraph division (b), Code 2014,  
47 is amended to read as follows:

48 (b) A print version ~~shall~~ may include an index.

49 Sec. 32. Section 2B.6, subsection 2, paragraph b,  
50 Code 2014, is amended to read as follows:

1     *b.* The Iowa Code ~~or Code Supplement~~, as provided in  
2 section 2B.12.

3     Sec. 33. Section 2B.12, Code 2014, is amended to  
4 read as follows:

5     **2B.12 Iowa Code and Code Supplement.**

6     1. The legislative services agency shall control  
7 and maintain in a secure electronic repository  
8 custodial information used to publish the Iowa Code.

9     2. The legislative services agency shall publish  
10 an annual edition of the Iowa Code as soon as  
11 possible after the final adjournment of a regular  
12 or special session of a general assembly. ~~However,~~  
13 ~~the legislative services agency may publish a new~~  
14 ~~Code Supplement in lieu of the Iowa Code as soon as~~  
15 ~~possible after the final adjournment of a regular~~  
16 ~~session of a general assembly. The legislative~~  
17 ~~services agency may publish a new edition of the Iowa~~  
18 ~~Code or Code Supplement as soon as possible after the~~  
19 ~~final adjournment of a special session of the general~~  
20 ~~assembly.~~

21     3. An edition of the Iowa Code ~~or Code Supplement~~  
22 shall contain each Code section in its new or amended  
23 form. However, a new section or amendment which does  
24 not take effect until after the probable publication  
25 date of a succeeding Iowa Code ~~or Code Supplement~~  
26 may be deferred for publication in that succeeding  
27 Iowa Code ~~or Code Supplement~~. The sections shall  
28 be inserted in each edition in a logical order as  
29 determined by the Iowa Code editor in accordance with  
30 the policies of the legislative council.

31     4. Each section of an Iowa Code ~~or Code Supplement~~  
32 shall be indicated by a number printed in boldface  
33 type and shall have an appropriate headnote printed in  
34 boldface type.

35     5. The Iowa Code shall include all of the  
36 following:

37     *a.* The Declaration of Independence.

38     *b.* The Articles of Confederation.

39     *c.* The Constitution of the United States.

40     *d.* The laws of the United States relating to the  
41 authentication of records.

42     *e.* The Constitution of the State of Iowa, original  
43 and codified versions.

44     *f.* The Act admitting Iowa into the union as a  
45 state.

46     *g.* The arrangement of the Code into distinct units,  
47 as established by the legislative services agency,  
48 which may include titles, subunits of titles, chapters,  
49 subunits of chapters, and sections, and subunits of  
50 sections. The distinct units shall be numbered and may

1 include names.

2 *h.* All of the statutes of Iowa of a general and  
3 permanent nature, except as provided in subsection 3.

4 *i.* A comprehensive method to search and identify  
5 its contents, including the text of the Constitution  
6 and statutes of the State of Iowa.

7 (1) An electronic version may include search and  
8 retrieval programming, analysis of titles and chapters,  
9 and an index and a summary index.

10 (2) A print version shall include an analysis of  
11 titles and chapters, and may include an index and a  
12 summary index.

13 6. The Iowa Code may include all of the following:

14 *a.* A preface.

15 *b.* A description of citations to statutes.

16 *c.* Abbreviations to other publications which may be  
17 referred to in the Iowa Code.

18 *d.* Appropriate historical references or source  
19 notes.

20 *e.* An analysis of the Code by titles and chapters.

21 *f.* Other reference materials as determined by the  
22 Iowa Code editor in accordance with any policies of the  
23 legislative council.

24 ~~7. A Code Supplement shall include all of the~~  
25 ~~following:~~

26 ~~*a.* The text of statutes of Iowa of a general~~  
27 ~~and permanent nature that were enacted during the~~  
28 ~~preceding regular or special session, except as~~  
29 ~~provided in subsection 3; an indication of all sections~~  
30 ~~repealed during that session; and any amendments to~~  
31 ~~the Constitution of the State of Iowa approved by the~~  
32 ~~voters since the adjournment of the previous regular~~  
33 ~~session of the general assembly.~~

34 ~~*b.* A chapter title and number for each chapter or~~  
35 ~~part of a chapter included.~~

36 ~~*c.* A comprehensive method to search and identify~~  
37 ~~its contents, including the text of statutes and the~~  
38 ~~Constitution of the State of Iowa.~~

39 ~~(1) An electronic version may include search and~~  
40 ~~retrieval programming and an index and a summary index.~~

41 ~~(2) A print version may include an index and a~~  
42 ~~summary index.~~

43 ~~8. 7.~~ The Iowa Code ~~or Code Supplement~~ may include  
44 appropriate tables showing the disposition of Acts of  
45 the general assembly, the corresponding sections from  
46 edition to edition of an Iowa Code ~~or Code Supplement~~,  
47 and other reference material as determined by the  
48 Iowa Code editor in accordance with policies of the  
49 legislative council.

50 8. In lieu of or in addition to publishing an

1 annual edition of the Iowa Code, the legislative  
2 services agency, in accordance with the policies of  
3 the legislative council, may publish a supplement to  
4 the Iowa Code, as necessary or desirable, in a manner  
5 similar to the publication of an annual edition of the  
6 Iowa Code.

7 Sec. 34. Section 2B.13, subsection 1, unnumbered  
8 paragraph 1, Code 2014, is amended to read as follows:

9 The Iowa Code editor in preparing the copy for an  
10 edition of the Iowa Code ~~or Code Supplement~~ shall not  
11 alter the sense, meaning, or effect of any Act of the  
12 general assembly, but may:

13 Sec. 35. Section 2B.13, subsection 1, paragraph f,  
14 Code 2014, is amended to read as follows:

15 f. Transfer, divide, or combine sections or parts  
16 of sections and add or ~~amend~~ revise headnotes to  
17 sections and ~~subsections~~ section subunits. Pursuant to  
18 section 3.3, the headnotes are not part of the law.

19 Sec. 36. Section 2B.13, subsection 3, paragraph a,  
20 Code 2014, is amended to read as follows:

21 a. The Iowa Code editor may, in preparing the copy  
22 for an edition of the Iowa Code ~~or Code Supplement~~,  
23 establish standards for and change capitalization,  
24 spelling, and punctuation in any provision for purposes  
25 of uniformity and consistency in language.

26 Sec. 37. Section 2B.13, subsection 4, paragraph a,  
27 Code 2014, is amended to read as follows:

28 a. The Iowa Code editor shall seek direction  
29 from the senate committee on judiciary and the house  
30 committee on judiciary when making Iowa Code ~~or Code~~  
31 ~~Supplement~~ changes.

32 Sec. 38. Section 2B.13, subsection 5, Code 2014, is  
33 amended to read as follows:

34 5. The Iowa Code editor may prepare and publish  
35 comments deemed necessary for a proper explanation  
36 of the manner of ~~printing~~ publishing a section or  
37 chapter of the Iowa Code ~~or Code Supplement~~. The Iowa  
38 Code editor shall maintain a record of all of the  
39 corrections made under subsection 1. The Iowa Code  
40 editor shall also maintain a separate record of the  
41 changes made under subsection 1, paragraphs "b" through  
42 "h". The records shall be available to the public.

43 Sec. 39. Section 2B.13, subsection 7, paragraph a,  
44 Code 2014, is amended to read as follows:

45 a. The effective date of an edition of the Iowa  
46 Code or of a supplement to the Iowa Code Supplement  
47 or an edition of the Iowa administrative code is its  
48 publication date. A publication date is the date the  
49 publication is conclusively presumed to be complete,  
50 incorporating all revisions or editorial changes.

1       Sec. 40. Section 2B.13, subsection 7, paragraph  
2 b, subparagraph (1), Code 2014, is amended to read as  
3 follows:

4       (1) For the Iowa Code or a supplement to the  
5 Iowa Code Supplement, the publication date is the  
6 first day of the next regular session of the general  
7 assembly convened pursuant to Article III, section 2,  
8 of the Constitution of the State of Iowa. However,  
9 the legislative services agency may establish an  
10 alternative publication date, which may be the date  
11 that the publication is first available to the public  
12 accessing the general assembly's internet site. The  
13 legislative services agency shall provide notice of  
14 such an alternative publication date on the general  
15 assembly's internet site.

16       Sec. 41. Section 2B.17, subsection 2, paragraph b,  
17 Code 2014, is amended to read as follows:

18       b. For statutes, the official versions of  
19 publications shall be known as the Iowa Acts, the Iowa  
20 Code, and the Code Supplement for supplements for the  
21 years 1979 through 2011.

22       Sec. 42. Section 2B.17, subsection 4, paragraph c,  
23 Code 2014, is amended to read as follows:

24       c. The Iowa Code shall be cited as the Iowa  
25 Code. The Code Supplement Supplements to the Iowa  
26 Code published for the years 1979 through 2011 shall  
27 be cited as the Code Supplement. Subject to the  
28 legislative services agency style manual, the Iowa Code  
29 may be cited as the Code of Iowa or Code and the Code  
30 Supplement may be cited as the Iowa Code Supplement,  
31 with references identifying parts of the publication,  
32 including but not limited to title or chapter, section,  
33 or subunit of a section. If the citation refers to a  
34 past edition of the Iowa Code or Code Supplement, the  
35 citation shall identify the year of publication. The  
36 legislative services agency style manual shall provide  
37 for a citation form for any supplements to the Iowa  
38 Code published after the year 2013.

39       Sec. 43. Section 2B.18, subsection 1, Code 2014, is  
40 amended to read as follows:

41       1. The Iowa Code editor is the custodian of the  
42 official legal publications known as the Iowa Acts,  
43 Iowa Code, and Code Supplement for supplements to the  
44 Iowa Code for the years 1979 through 2011, and for any  
45 other supplements to the Iowa Code. The Iowa Code  
46 editor may attest to and authenticate any portion  
47 of such official legal publication for purposes of  
48 admitting a portion of the official legal publication  
49 in any court or office of any state, territory,  
50 or possession of the United States or in a foreign

1 jurisdiction.

2 Sec. 44. Section 3.1, subsection 1, paragraphs a  
3 and b, Code 2014, are amended to read as follows:

4 a. Shall refer to the numbers of the sections or  
5 chapters of the Code ~~or Code Supplement~~ to be amended  
6 or repealed, but it is not necessary to refer to the  
7 sections or chapters in the title.

8 b. Shall refer to the session of the general  
9 assembly and the sections and chapters of the Acts to  
10 be amended if the bill relates to a section or sections  
11 of an Act not appearing in the Code ~~or codified in a~~  
12 ~~supplement to the Code.~~

13 Sec. 45. Section 3.3, Code 2014, is amended to read  
14 as follows:

15 **3.3 Headnotes and historical references.**

16 1. Proper headnotes may be placed at the beginning  
17 of a section of a bill or at the beginning of a Code  
18 section, and at the end of a Code section there may  
19 be placed a reference to the section number of the  
20 Code, or any Iowa Act from which the matter of the Code  
21 section was taken or Code section subunit. However,  
22 except as provided for the uniform commercial code  
23 pursuant to section 554.1107, headnotes shall not be  
24 considered as part of the law as enacted.

25 2. At the end of a Code section there may be placed  
26 a reference to the section number of the Code, or any  
27 Iowa Act from which the matter of the Code section was  
28 taken. Historical references shall not be considered  
29 as a part of the law as enacted.

30 DIVISION V

31 STATEWIDE PRESCHOOL

32 Sec. 46. Section 256C.3, subsection 3, paragraph h,  
33 Code 2014, is amended to read as follows:

34 h. Provision for ensuring that children receiving  
35 care from other child care arrangements can participate  
36 in the preschool program with minimal disruption due to  
37 transportation and movement from one site to another.  
38 The children participating in the preschool program may  
39 be transported by the school district to activities  
40 associated with the program along with other children.

41 Sec. 47. Section 256C.4, subsection 1, paragraphs g  
42 and h, Code 2014, are amended to read as follows:

43 g. For the fiscal year beginning July 1, ~~2011~~  
44 2013, and each succeeding fiscal year, of the amount  
45 of preschool foundation aid received by a school  
46 district for a fiscal year in accordance with section  
47 257.16, not more than five percent may be used by  
48 the school district for administering the district's  
49 approved local program. Outreach activities and rent  
50 for facilities not owned by the school district are

1 permissive uses of the administrative funds.

2 h. For the fiscal year beginning July 1, 2012 2013,  
3 and each succeeding fiscal year, of the amount of  
4 preschool foundation aid received by a school district  
5 for a fiscal year in accordance with section 257.16,  
6 not less than ninety-five percent of the per pupil  
7 amount shall be passed through to a community-based  
8 provider for each pupil enrolled in the district's  
9 approved local program. For the fiscal year beginning  
10 July 1, 2011 2013, and each succeeding fiscal year, not  
11 more than five ten percent of the amount of preschool  
12 foundation aid passed through to a community-based  
13 provider may be used by the community-based provider  
14 for administrative costs. The costs of outreach  
15 activities and rent for facilities not owned by  
16 the school district are permissive administrative  
17 costs. The costs of transportation involving children  
18 participating in the preschool program and other  
19 children may be prorated.

20 Sec. 48. EFFECTIVE UPON ENACTMENT. This division  
21 of this Act, being deemed of immediate importance,  
22 takes effect upon enactment.

23 Sec. 49. RETROACTIVE APPLICABILITY. This division  
24 of this Act applies retroactively to July 1, 2013.

25 DIVISION VI

26 SCHOOL DISTRICT PER PUPIL TRANSPORTATION COST

27 Sec. 50. Section 257.11, Code 2014, is amended by  
28 adding the following new subsection:

29 NEW SUBSECTION. 7A. School district per pupil  
30 transportation cost.

31 a. In order to provide additional funds for school  
32 districts with district transportation costs per pupil  
33 in excess of the state average transportation costs per  
34 pupil, as those amounts are determined under section  
35 257.31, subsection 17, a supplementary weighting plan  
36 for determining enrollment is adopted.

37 b. A supplementary weighting amount per pupil as  
38 determined under paragraph "c" shall be assigned to  
39 each transported pupil of a school district that meets  
40 the requirement of paragraph "a".

41 c. The department of management shall calculate  
42 a supplementary weighting amount per pupil for each  
43 school district meeting the requirement of paragraph  
44 "a" to generate an amount for the school district equal  
45 to the number of transported pupils in the district  
46 multiplied by the difference between the district  
47 transportation costs per pupil and the state average  
48 transportation cost per pupil.

49 d. Eligibility for supplementary weighting under  
50 this subsection shall not affect a school district's

1 eligibility for transportation assistance under section  
2 257.31, subsection 17.

3 Sec. 51. APPLICABILITY. This division of this Act  
4 applies to school budget years beginning on or after  
5 July 1, 2014.

6 DIVISION VII

7 PERSONNEL SETTLEMENT AGREEMENTS

8 Sec. 52. NEW SECTION. 70A.35 Personnel settlement  
9 agreements — public employers.

10 1. For purposes of this section:

11 a. "*Personnel settlement agreement*" means a binding  
12 legal agreement between an employee and the employee's  
13 state employer to resolve a personnel dispute including  
14 but not limited to a grievance. "*Personnel settlement*  
15 *agreement*" does not include an initial decision by an  
16 employee's immediate supervisor concerning a personnel  
17 dispute or grievance.

18 b. "*State employer*" means any of the following:

19 (1) The executive branch of state government,  
20 to include a unit of state government, which is an  
21 authority, board, commission, committee, council,  
22 department, or independent agency as defined in section  
23 7E.4, including but not limited to each principal  
24 central department enumerated in section 7E.5; the  
25 office of the governor; and the office of an elective  
26 constitutional or statutory officer.

27 (2) The general assembly, or any office or unit  
28 under its administrative authority.

29 (3) The judicial branch, as provided in section  
30 602.1102.

31 2. a. For personnel settlement agreements with an  
32 employee of the executive branch, excluding an employee  
33 of the state board of regents or institution under the  
34 control of the state board of regents, the personnel  
35 settlement agreement shall, to the extent consistent  
36 with any provision of an applicable collective  
37 bargaining agreement, be reviewed and approved as  
38 to form by the attorney general or by the attorney  
39 general's designee, and approved by the director of  
40 the department of management, the director of the  
41 department of administrative services, and the head of  
42 the agency involved with the matter at issue.

43 b. For personnel settlement agreements with an  
44 employee of the state board of regents or institution  
45 under the control of the state board of regents,  
46 the personnel settlement agreement shall, to the  
47 extent consistent with any provision of an applicable  
48 collective bargaining agreement, be reviewed and  
49 approved as to form by the attorney general or by  
50 the attorney general's designee, and approved by the

1 executive director of the state board of regents and  
2 the head of the institution involved with the matter  
3 at issue. Any costs or payments associated with the  
4 personnel settlement agreement shall be authorized by  
5 the state appeal board established in section 24.26,  
6 and paid as a claim under chapter 25.

7 *c.* For personnel settlement agreements with  
8 an employee of the judicial branch, the personnel  
9 settlement agreement shall, to the extent consistent  
10 with any provision of an applicable collective  
11 bargaining agreement, be approved by the state court  
12 administrator.

13 *d.* For personnel settlement agreements with an  
14 employee of the general assembly, the personnel  
15 settlement agreement shall be approved by the  
16 legislative council or the appropriate committee of the  
17 senate or house of representatives.

18 *e.* For personnel settlement agreements with an  
19 employee subject to review and approval pursuant to  
20 the requirements of a collective bargaining agreement  
21 that are inconsistent with the requirements of this  
22 subsection, a report on the personnel settlement  
23 agreement shall be provided to those persons who would  
24 otherwise review or approve the personnel settlement  
25 agreement for that employee.

26 3. Personnel settlement agreements shall not  
27 contain any confidentiality or nondisclosure provision  
28 that attempts to prevent the disclosure of the  
29 personnel settlement agreement. A confidentiality  
30 or nondisclosure provision in a personnel settlement  
31 agreement is void and unenforceable.

32 4. All personnel settlement agreements shall be  
33 made easily accessible to the public on an internet  
34 site maintained as follows:

35 *a.* For personnel settlement agreements with an  
36 employee of the executive branch, excluding an employee  
37 of the state board of regents or institution under  
38 the control of the state board of regents, by the  
39 department of administrative services.

40 *b.* For personnel settlement agreements with an  
41 employee of the state board of regents or institution  
42 under the control of the state board of regents, by the  
43 state board of regents.

44 *c.* For personnel settlement agreements with an  
45 employee of the judicial branch, by the judicial  
46 branch.

47 *d.* For personnel settlement agreements with an  
48 employee of the general assembly, by the general  
49 assembly.

50 Sec. 53. EFFECTIVE UPON ENACTMENT. This division

1 of this Act, being deemed of immediate importance,  
2 takes effect upon enactment.

3 DIVISION VIII

4 PERSONNEL SETTLEMENT AGREEMENTS EXAMINATION

5 Sec. 54. AUDITOR OF STATE EXAMINATION — PERSONNEL  
6 SETTLEMENT AGREEMENTS. The auditor of state shall  
7 expend such amount as is necessary for purposes  
8 of conducting an examination concerning personnel  
9 settlement agreements made by the state with terminated  
10 state employees since January 2011 that were not  
11 approved by the state appeal board or decided by the  
12 public employment relations board. The examination  
13 shall include the nature of the positions subject to  
14 termination, the payments provided and the funding  
15 source of the payments, and the identity and authority  
16 of the person or persons signing the personnel  
17 settlement agreement on behalf of the state. A report  
18 on the results of the examination shall be submitted to  
19 the general assembly by December 1, 2014. The auditor  
20 of state shall be authorized to charge the department  
21 of administrative services for costs associated with  
22 the examination.

23 Sec. 55. EFFECTIVE UPON ENACTMENT. This division  
24 of this Act, being deemed of immediate importance,  
25 takes effect upon enactment.

26 DIVISION IX

27 SERVICE CONTRACTS

28 Sec. 56. Section 8.47, subsection 1, unnumbered  
29 paragraph 1, Code 2014, is amended to read as follows:

30 The department of administrative services, in  
31 cooperation with the office of attorney general and  
32 the department of management, shall adopt uniform  
33 terms and conditions for service contracts executed  
34 by a department or establishment benefiting from  
35 service contracts which terms and conditions shall be  
36 consistent with the contractual requirements of chapter  
37 8F. The terms and conditions shall include but are not  
38 limited to all of the following:

39 Sec. 57. Section 8F.3, subsection 3, Code 2014, is  
40 amended to read as follows:

41 3. Prior to entering into a service contract with a  
42 recipient entity, the oversight agency shall ~~determine~~  
43 do all of the following:

44 a. Determine whether the recipient entity can  
45 reasonably be expected to comply with the requirements  
46 of the service contract. If the oversight entity is  
47 unable to determine whether the recipient entity can  
48 reasonably be expected to comply with the requirements  
49 of the service contract, the oversight entity shall  
50 request such information from the recipient entity as

1 described in subsection 1 to make a determination. If  
2 the oversight agency determines from the information  
3 provided that the recipient entity cannot reasonably be  
4 expected to comply with the requirements of the service  
5 contract, the oversight agency shall not enter into the  
6 service contract.

7 b. Perform a cost comparison establishing whether  
8 the contract costs from the proposed service contract  
9 are less than the costs of having the services provided  
10 by an agency. Contract costs shall include direct  
11 costs, including salaries and fringe benefits, indirect  
12 overhead costs, including the contractor's proportional  
13 share of existing administrative salaries and benefits,  
14 rent and equipment costs, utilities, and materials.  
15 Additionally, transition costs, including unemployment  
16 compensation, shall be included in the analysis of  
17 contract costs. If the oversight agency determines  
18 from the information provided that the contract costs  
19 of the recipient entity are not less than the costs  
20 of having the services provided by an agency, the  
21 oversight agency shall not enter into the service  
22 contract.

23 c. If the proposed service contract may result in  
24 reduced public employment by an agency in an area,  
25 perform an economic impact analysis to consider the  
26 impact of the service contract on the possible loss of  
27 employment or income in the affected area, impact on  
28 social services to include public assistance programs,  
29 economic impact on local businesses, any possible  
30 changes in tax revenue for the affected area, and any  
31 environmental impacts that may result from the service  
32 contract.

33 Sec. 58. Section 8F.3, Code 2014, is amended by  
34 adding the following new subsection:

35 NEW SUBSECTION. 4. A service contract with a  
36 recipient entity shall include the following terms and  
37 conditions:

38 a. Specific performance criteria and cost  
39 parameters with termination provisions for failure to  
40 meet the performance criteria and cost parameters.

41 b. A requirement that the compensation paid to  
42 employees of a recipient entity pursuant to the service  
43 contract shall be comparable to the compensation paid  
44 to public employees performing similar work or the  
45 average private sector wage in this state for similar  
46 work, whichever is less.

47 c. A provision prohibiting the automatic renewal of  
48 the terms of a service contract without complying with  
49 the requirements of this section prior to renewing the  
50 service contract.

1 d. A provision prohibiting the payment for services  
2 under the service contract regardless of whether the  
3 services are actually provided.

4 Sec. 59. Section 8F.4, Code 2014, is amended by  
5 adding the following new subsection:

6 NEW SUBSECTION. 4. An oversight agency shall make  
7 information described in section 8F.3, subsection 3,  
8 paragraphs "b" and "c", and information required to be  
9 reported by a recipient agency pursuant to this section  
10 available to the public.

11 Sec. 60. Section 8G.3, subsection 3, paragraph  
12 a, Code 2014, is amended by adding the following new  
13 subparagraph:

14 NEW SUBPARAGRAPH. (10) A recipient entity as  
15 defined in section 8F.2.

16 Sec. 61. Section 8G.4, subsection 2, Code 2014, is  
17 amended by adding the following new paragraph:

18 NEW PARAGRAPH. *0j.* Information required to be  
19 provided pursuant to chapter 8F.

20 DIVISION X

21 STATE EMPLOYMENT HIRING PROCEDURES

22 Sec. 62. NEW SECTION. 70A.21 **State employment —**  
23 **designation of ineligibility procedures — penalty.**

24 1. A board, commission, agency, or department of  
25 the state that seeks to designate an individual as  
26 ineligible to apply for; to be considered, referred, or  
27 approved for; or to be appointed to employment by the  
28 state or any of its boards, commissions, agencies, or  
29 departments, shall do all of the following:

30 a. Maintain documentation of the designation  
31 of ineligibility, to include signatures from the  
32 individual's immediate supervisor and the applicable  
33 head of the board, commission, agency, or department,  
34 the extent of the individual's ineligibility for state  
35 employment, proof of notification of the individual,  
36 and any information concerning any appeals regarding  
37 the designation.

38 b. Notify the individual prior to or within ten  
39 days of discharge of the designation of ineligibility  
40 and the extent of the individual's ineligibility for  
41 state employment. The notification shall include  
42 information on the process for an individual to appeal,  
43 remove, or modify the designation of ineligibility.

44 2. Each board, commission, agency, or department  
45 of the state shall establish a process for an  
46 individual to appeal, remove, or modify a designation  
47 of ineligibility. Following a final determination by  
48 the board, commission, agency or department within  
49 the executive branch of the state relative to an  
50 appeal or attempt to remove or modify a designation

1 of ineligibility by an individual, the individual  
2 may appeal to the public employment relations board  
3 created in section 20.5, for individuals subject to the  
4 jurisdiction of the board, and to an administrative law  
5 judge employed by the department of inspections and  
6 appeals, for all other individuals.

7 **Sec. 63. NEW SECTION. 70A.22 State employee hiring**  
8 **requirements.**

9 An employer of state employees shall establish  
10 procedures providing for the hiring of employees by  
11 the employer. The procedures shall provide for the  
12 public announcement of vacancies of the employer  
13 at least ten days in advance of the date fixed for  
14 the filing of applications for the vacancies and  
15 for the advertisement of the vacancies through the  
16 communications media.

17 **DIVISION XI**

18 **STATE EMPLOYEE BONUSES**

19 **Sec. 64. NEW SECTION. 22.13B Executive branch**  
20 **bonuses — disclosure.**

21 1. For purposes of this section:

22 a. "*Bonus pay*" means any additional remuneration  
23 in an amount exceeding two hundred dollars provided  
24 an employee in the form of a bonus, including but  
25 not limited to a retention bonus, recruitment bonus,  
26 exceptional job performance pay, extraordinary  
27 job performance pay, exceptional performance pay,  
28 extraordinary duty pay, or extraordinary or special  
29 duty pay, and any extra benefit not otherwise provided  
30 to other similarly situated employees.

31 b. "*Executive branch employee*" means an employee  
32 of the executive branch of state government, which  
33 includes any unit of state government, including  
34 but not limited to an authority, board, commission,  
35 committee, council, department, or independent  
36 agency as defined in section 7E.4, and each principal  
37 central department enumerated in section 7E.5; the  
38 office of the governor; and the office of an elective  
39 constitutional or statutory officer.

40 2. A decision to provide bonus pay to an executive  
41 branch employee, including the amount paid and the  
42 documented reasons and rationale for the bonus paid,  
43 shall be a public record.

44 3. All decisions to provide bonus pay to an  
45 executive branch employee, including information  
46 described in subsection 2, shall be made easily  
47 accessible to the public on an internet site maintained  
48 as follows:

49 a. For decisions to provide bonus pay to an  
50 employee of the executive branch, excluding an employee

1 of the state board of regents or institution under  
2 the control of the state board of regents, by the  
3 department of administrative services.

4 *b.* For decisions to provide bonus pay to an  
5 employee of the state board of regents or institution  
6 under the control of the state board of regents, by the  
7 state board of regents.

8 DIVISION XII

9 WHISTLEBLOWER PROTECTION

10 Sec. 65. Section 8A.417, subsection 4, Code 2014,  
11 is amended by striking the subsection and inserting in  
12 lieu thereof the following:

13 4. *a.* For purposes of this subsection, "*a*  
14 *disclosure of information permitted by this section*"  
15 includes any of the following:

16 (1) A disclosure of any information by the employee  
17 to a member or employee of the general assembly if the  
18 information can be used by the member or employee of  
19 the general assembly in the performance of the member's  
20 or employee's duties, regardless of whether the member  
21 or employee requested the information.

22 (2) A disclosure of information to any appropriate  
23 person if the employee reasonably believes the  
24 information evidences a violation of law or rule,  
25 mismanagement, a gross abuse of funds, an abuse of  
26 authority, or a substantial and specific danger to  
27 public health or safety.

28 *b.* A person shall not do any of the following as a  
29 reprisal against an employee in a position in a merit  
30 system administered by, or subject to approval of,  
31 the director, who makes a disclosure of information  
32 permitted by this section or who fails to inform  
33 the person that the employee made a disclosure of  
34 information permitted by this section:

35 (1) Discharge, suspend, or demote the employee, or  
36 take any other adverse employment action resulting in  
37 a reduction of the employee's pay.

38 (2) Fail to appoint or promote the employee to a  
39 position in the merit system or fail to take action  
40 regarding an advantage to the employee.

41 *c.* However, an employee may be required to inform  
42 the person that the employee made a disclosure of  
43 information permitted by this section if the employee  
44 represented that the disclosure was the official  
45 position of the employee's immediate supervisor or  
46 employer.

47 *d.* An employer subject to the requirements of this  
48 subsection shall inform the employer's employees on a  
49 regular basis of their rights to disclose information  
50 as provided in this subsection.

1 e. This subsection does not apply if the disclosure  
2 of the information is prohibited by statute.

3 Sec. 66. Section 8F.3, subsection 1, paragraph d,  
4 Code 2014, is amended to read as follows:

5 d. Information regarding any policies adopted  
6 by the governing body of the recipient entity that  
7 ensure compliance with section 70A.29 and that prohibit  
8 taking adverse employment action against employees of  
9 the recipient entity who disclose information about a  
10 service contract to the oversight agency, the auditor  
11 of state, the office of the attorney general, or  
12 the office of ombudsman and that state whether those  
13 policies are substantially similar to the protection  
14 provided to state employees under section 70A.28. The  
15 information provided shall state whether employees of  
16 the recipient entity are informed on a regular basis  
17 of their rights pursuant to section 70A.29 and of  
18 their rights to disclose information to the oversight  
19 agency, the office of ombudsman, the auditor of state,  
20 or the office of the attorney general and the telephone  
21 numbers of those organizations.

22 Sec. 67. Section 70A.28, subsection 1, Code 2014,  
23 is amended to read as follows:

24 1. A person who serves as the head of a state  
25 department or agency or otherwise serves in a  
26 supervisory capacity within the executive or  
27 legislative branch of state government shall not  
28 prohibit an employee of the state from making a  
29 disclosure of information permitted by this section or  
30 require an employee of the state to inform the person  
31 that the employee made a disclosure of information  
32 permitted by this section and shall not prohibit an  
33 employee of the state from disclosing any information  
34 to a member or employee of the general assembly or from  
35 disclosing information to any other public official  
36 or law enforcement agency if the employee reasonably  
37 believes the information evidences a violation of  
38 law or rule, mismanagement, a gross abuse of funds,  
39 an abuse of authority, or a substantial and specific  
40 danger to public health or safety. However, an  
41 employee may be required to inform the person that the  
42 employee made a disclosure of information permitted  
43 by this section if the employee represented that the  
44 disclosure was the official position of the employee's  
45 immediate supervisor or employer.

46 Sec. 68. Section 70A.28, subsection 2, Code 2014,  
47 is amended by striking the subsection and inserting in  
48 lieu thereof the following:

49 2. a. A person shall not do any of the following  
50 as a reprisal against an employee in a position in a

1 state employment system administered by, or subject to  
2 approval of, a state agency, who makes a disclosure of  
3 information permitted by this section or who fails to  
4 inform the person that the employee made a disclosure  
5 of information permitted by this section:

6 (1) Discharge, suspend, or demote the employee, or  
7 take any other adverse employment action resulting in  
8 a reduction of the employee's pay.

9 (2) Fail to appoint or promote the employee to a  
10 position in the state employment system or fail to take  
11 action regarding an advantage to the employee.

12 b. However, an employee may be required to inform  
13 the person that the employee made a disclosure of  
14 information permitted by this section if the employee  
15 represented that the disclosure was the official  
16 position of the employee's immediate supervisor or  
17 employer.

18 Sec. 69. Section 70A.28, Code 2014, is amended by  
19 adding the following new subsection:

20 NEW SUBSECTION. 2A. For purposes of this section,  
21 "*a disclosure of information permitted by this section*"  
22 includes any of the following:

23 a. A disclosure of any information by the employee  
24 to a member or employee of the general assembly if the  
25 information can be used by the member or employee of  
26 the general assembly in the performance of the member's  
27 or employee's duties, regardless of whether the member  
28 or employee requested the information.

29 b. A disclosure of information to any appropriate  
30 person if the employee reasonably believes the  
31 information evidences a violation of law or rule,  
32 mismanagement, a gross abuse of funds, an abuse of  
33 authority, or a substantial and specific danger to  
34 public health or safety.

35 Sec. 70. Section 70A.28, subsection 5, paragraph a,  
36 Code 2014, is amended to read as follows:

37 a. A person who violates subsection 2 is liable to  
38 an aggrieved employee for affirmative relief including  
39 reinstatement, with or without back pay, actual  
40 damages, or any other equitable relief the court deems  
41 appropriate, including attorney fees and costs.

42 Sec. 71. Section 70A.29, Code 2014, is amended by  
43 adding the following new subsection:

44 NEW SUBSECTION. 01. For purposes of this section,  
45 unless the context otherwise requires:

46 a. "*Disclosure of information permitted by this*  
47 *section*" includes any of the following:

48 (1) A disclosure of any information by the employee  
49 to a member or employee of the general assembly if the  
50 information can be used by the member or employee of

1 the general assembly in the performance of the member's  
2 or employee's duties, regardless of whether the member  
3 or employee requested the information.

4 (2) A disclosure of information to any appropriate  
5 person if the employee reasonably believes the  
6 information evidences a violation of law or rule,  
7 mismanagement, a gross abuse of funds, an abuse of  
8 authority, or a substantial and specific danger to  
9 public health or safety.

10 b. "Eligible employer" means any of the following:

11 (1) A political subdivision of this state.

12 (2) An entity organized under chapter 28E.

13 (3) A recipient entity as defined in section 8F.2.

14 Sec. 72. Section 70A.29, subsection 1, Code 2014,  
15 is amended by striking the subsection and inserting in  
16 lieu thereof the following:

17 1. a. A person shall not do any of the following  
18 as a reprisal against an employee in a position in  
19 employment by an eligible employer for a disclosure of  
20 information permitted by this section:

21 (1) Discharge, suspend, or demote the employee, or  
22 take any other adverse employment action resulting in  
23 a reduction of the employee's pay.

24 (2) Fail to appoint or promote the employee to  
25 a position in the employment or fail to take action  
26 regarding an advantage to the employee.

27 b. This section does not apply if the disclosure of  
28 the information is prohibited by statute.

29 Sec. 73. Section 70A.29, subsection 3, paragraph a,  
30 Code 2014, is amended to read as follows:

31 a. A person who violates subsection 1 is liable to  
32 an aggrieved employee for affirmative relief including  
33 reinstatement, with or without back pay, actual  
34 damages, or any other equitable relief the court deems  
35 appropriate, including attorney fees and costs.

36 Sec. 74. Section 70A.29, Code 2014, is amended by  
37 adding the following new subsection:

38 NEW SUBSECTION. 4. An eligible employer subject  
39 to the requirements of this section shall inform the  
40 employer's employees on a regular basis of their rights  
41 to disclose information as provided in this section.

42 DIVISION XIII

43 VERTICAL INFRASTRUCTURE ADVISORY COMMITTEE

44 Sec. 75. NEW SECTION. 8.57G Vertical

45 infrastructure advisory committee.

46 1. A vertical infrastructure advisory committee is  
47 established consisting of seven members, appointed by  
48 the governor, and subject to confirmation by the senate  
49 pursuant to section 2.32. Committee members shall be  
50 appointed in compliance with sections 69.16, 69.16A,

1 and 69.16C. Committee members shall reside in this  
2 state.

3 2. The members of the committee shall serve for  
4 staggered three-year terms which shall begin and end  
5 pursuant to section 69.19. Members appointed shall  
6 continue to serve until their respective successors  
7 are appointed. Vacancies in the membership of the  
8 committee shall be filled by the governor. Members  
9 shall receive actual expenses incurred while serving in  
10 their official capacity. Members may also be eligible  
11 to receive compensation as provided in section 7E.6.  
12 The governor shall designate the chairperson of the  
13 committee.

14 3. The department of management and the department  
15 of administrative services shall provide staff  
16 assistance and support services to the committee.

17 4. The committee shall have the following duties:

18 a. Oversee the inventory and assessment of the  
19 vertical infrastructure owned or under the control of  
20 the state.

21 b. Develop and recommend methods for identifying,  
22 evaluating, and prioritizing infrastructure needs.

23 c. Annually develop and submit to the governor and  
24 the general assembly no later than December 15 of each  
25 year, comprehensive five-year plans of recommendations,  
26 including suggested lists of priority projects. The  
27 priority listing of projects shall be developed to  
28 assist the governor in establishing a priority listing  
29 of priority projects to be submitted to the general  
30 assembly pursuant to section 8.22. Recommendations  
31 shall include the level of funding necessary to  
32 complete each project recommended and a timetable for  
33 completion of the project if the project is anticipated  
34 to require more than one year to complete.>

35 \_\_\_\_\_. Title page, by striking lines 1 through 3  
36 and inserting <An Act relating to state and local  
37 finances by making appropriations, providing for fees,  
38 providing for legal responsibilities, and providing  
39 for regulatory requirements, taxation, and other  
40 properly related matters, and including penalties and  
41 effective date and retroactive and other applicability  
42 provisions.>>

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HALL of Woodbury